

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: S. Oshima et al. Attorney Docket No.: IXIO125417  
Int'l Application No.: PCT/JP02/12943 Int'l Filing Date: December 11, 2002  
Confirmation No: 3698 Earliest Priority Date Claimed: December 11, 2002  
Title: COMMUNICATION SYSTEM, COMMUNICATION  
TERMINAL COMPRISING VIRTUAL NETWORK  
SWITCH, AND PORTABLE ELECTRONIC DEVICE  
COMPRISING ORGANISM RECOGNITION UNIT

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Seattle, Washington 98101

June 27, 2006

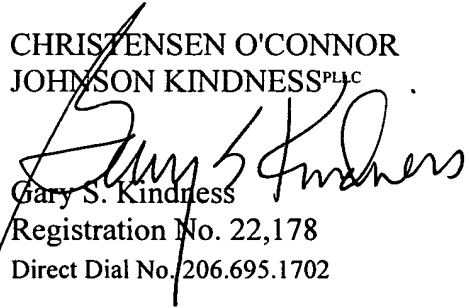
TO THE COMMISSIONER FOR PATENTS:

A Notification of Defective Response mailed June 14, 2006 (copy enclosed), stated that the sixth inventor had not executed the declaration in this application. Applicants do not understand the basis for the notification. Attached to a transmittal letter, mailed by express mail on March 28, 2006, were six copies of a declaration, each separately signed by one of the inventors. Copies of the declarations are attached with yellow flags, each showing where one of the six inventors executed the declaration, albeit separately. Applicants submit that the previously submitted declarations were not defective and that the Notification of Defective Response is in error, and request that it be withdrawn.

If any further questions arise, applicants respectfully request that its undersigned attorney be contacted at the number set forth below.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>

  
Gary S. Kindness

Registration No. 22,178

Direct Dial No. 206.695.1702

**EXPRESS MAIL CERTIFICATE**

Express Mail No.: EV 683 834 580 US


Date of Deposit: June 27, 2006

I hereby certify that this document and the enclosures listed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Eric Van Dyck  
(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

GSK/nfs



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

GSK

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,527	Shunichi Oshima	IXIO125417

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/JP02/12943

I.A. FILING DATE	PRIORITY DATE
------------------	---------------

12/11/2002

CONFIRMATION NO. 3698

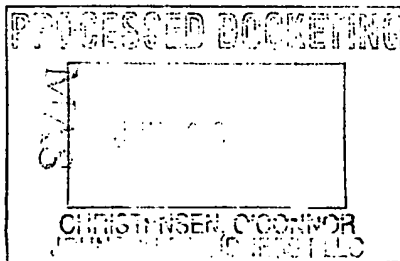
371 FORMALITIES LETTER



\*OC000000019237587\*

26389

CHRISTENSEN, O'CONNOR, JOHNSON, KINDNESS, PLLC  
1420 FIFTH AVENUE  
SUITE 2800  
SEATTLE, WA 98101-2347



Date Mailed: 06/14/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Copy of the International Application filed on 06/10/2005
- English Translation of the IA filed on 06/10/2005
- Copy of the International Search Report filed on 06/10/2005
- Preliminary Amendments filed on 06/10/2005
- Oath or Declaration filed on 03/28/2006
- Request for Immediate Examination filed on 06/10/2005
- U.S. Basic National Fees filed on 06/10/2005
- Substitute Specification filed on 06/10/2005

Applicant's response filed 03/28/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 02/01/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The sixth inventor has not executed the declaration.

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

COPY

DCN

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,527	PCT/JP02/12943	IXIO125417

FORM PCT/DO/EO/916 (371 Formalities Notice)